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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.2209 OF 2006

The State of Maharashtra ... Appellant

V/s.

Pawan Shahu Khaire & Ors. ... Respondents

Mr.V.B.K. Deshmukh, APP, for Appellant

CORAM: **V.G. PALSHIKAR & SMT.NISHITA MHATRE, JJ.**

DATED: **NOVEMBER 23, 2006**

P.C.:

. This is an application for leave to appeal against the order acquitting the nine accused persons of unlawful assembly and causing murder in pursuance of a common object. The learned trial Judge has appreciated the entire evidence on record. It has proved on record that there was factional friction between the two groups stemming out of political rivalry. The possibility in such case of each group trying to implicate each other cannot be overruled. In such circumstances, the acceptance of evidence consistent with the order of acquittal cannot be called an error requiring interference by this Court. Hence, leave rejected.